

REQUIRES MONITORING
OR STAFF ACTION _____

COMMISSION DIRECTIVE

| | | | |
|------------------------|-------------------------------------|------------|-------------------------|
| ADMINISTRATIVE MATTERS | <input type="checkbox"/> | DATE | <u>November 1, 2005</u> |
| MOTOR CARRIER MATTERS | <input type="checkbox"/> | DOCKET NO. | <u>2005-342-C</u> |
| UTILITIES MATTERS | <input checked="" type="checkbox"/> | | _____ |

SUBJECT:

DOCKET NO. 2005-342-C – Application of Comtel Telcom Assets LP d/b/a VarTec Telecom, Clear Choice Communications, Excel Telecommunications and VarTec Solutions for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services, for Flexible Regulatory Treatment, Alternative Regulation, and for Approval to Acquire Certain Assets of VarTec Telecom, Incorporated, Excel Telecommunications, Incorporated and VarTec Solutions, Incorporated – Discuss with the Commission the Appointment of a Hearing Examiner in this Matter.

COMMISSION ACTION:

Appoint David Butler, Esquire, as Hearing Examiner in Docket No. 2005-342-C

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|-----------|-------------------------------------|-------------------------------------|--------------------------|--------|--------------------------------|
| PRESIDING | <u>Mitchell</u> | | | | Session: Regular |
| | MOTION | YES | NO | OTHER | Time of Session <u>2:30 PM</u> |
| CLYBURN | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Absent | APPROVED _____ |
| FLEMING | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | APPROVED STC 30 DAYS _____ |
| HAMILTON | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | | ACCEPTED FOR FILING _____ |
| HOWARD | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Absent | DENIED _____ |
| MITCHELL | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | AMENDED _____ |
| MOSELEY | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | TRANSFERRED _____ |
| WRIGHT | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | SUSPENDED _____ |
| | | | | | CANCELED _____ |
| | | | | | SET FOR HEARING _____ |
| | | | | | ADVISED _____ |
| | | | | | CARRIED OVER _____ |
| | | | | | RECORDED BY <u>SCHMIEDING</u> |

Commissioner Clyburn and Commissioner Howard were attending the NAWC, National Drinking Water Symposium, in Colorado Springs, Colorado